

Counsellors At Law 28 State Street

BOSTON, MASSACHUSETTS 02109-1784
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahive.com

JOHN A. LAHIVE, JR. (1928-1997) THOMAS V. SMURZYNSKI RALPH A. LOREN GIULIO A. DeCONTI, JR. ANN LAMPORT HAMMITTE ELIZABETH A. HANLEY AMY BAKER MANDRAGOURAS ANTHONY A. LAURENTANO KEVIN J. CANNING JANE E. REMILLARD DeANN FORAN SMITH PETER C. LAURO JEANNE M. DIGIORGIO DEBRA J. MILASINCIC, Ph.D. DAVID J. RIKKERS DAVID R. BURNS JOHN S. CURRAN SEAN D. DETWEILER

CYNTHIA L. KANIA, TILD. MEGAN E. WILLIAMS, Ph.D. RICHA NAND MICHAEL PHILLIPPS * LISA M. DIROCCO

SENIOR COUNSEL
JAMES E. COCKFIELD

OF COUNSEL.
JEREMIAH LYNCH
WILLIAM A. SCOFIELD, JR.

PATENT AGENTS
PETER S. STECHER
THEODORE R. WEST
SHAYNE Y. HUFF, Ph.D.
HATHAWAY P. RUSSELL
DANIEL B. KO

TECHNICAL SPECIALISTS
MARIA LACCOTRIPE ZACHARAKIS, Ph.D.**

TECHNICAL SPECIALISTS

MARIA LACCOTRIPE ZACHARAKIS, Ph.D.**
CYNTHIA M. SOROOS
PETER W. DINI, Ph.D.
EUIHOON LEE
JENNIFER K. ROSENFIELD
ALLAN TAMESHTIT, Ph.D.
CATHERINE E. MCPHERSON
ERIC F. WAGNER, Ph.D.
SHAHID HASAN, Ph.D.
JACOB G. WEINTRAUB
PETER A. DIMATTIA
JONATHAN M. SPARKS, Ph.D.
CRISTIN E. HOWLEY, Ph.D.
VINCENT P. LOCCISANO
MERIDETH C. ARNOLD

* Admitted in NY only

** Passed the Patent Bar Examination

September 27, 2001

BOX MISSING PARTS Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Patent Application Serial No. 09/779,152

Title: Diagnostic Assays and Kits for Body Mass and Cardiovascular

Disorders

Applicant(s): Susan L. Acton, et al.

Filed: February 8, 2001

Our Reference: MNI-172CP2

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

- 1. Response to Notice to File Missing Parts of Nonprovisional Application (in duplicate):
- 2. Two executed Declaration, Petition and Powers of Attorney for Patent Application (10 pages);
- 3. 18 pages of Substitute drawings (Figures 1-9),
- 4. Check in the amount of \$130.00 to cover the total amount owed by Applicants (\$130.00 surcharge);
- 5. Request for Four-Month Extension of Time (*in duplicate*);
- 6. Check in the amount of \$1,390.00 to cover the four month extension fee based on large entity status;
- 7. Copy of the Formalities Letter; and
- 8. Return postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

Certificate of First Class Mailing (37 C.F.R. §1.8(a))

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on:

September 27, 2001

DeAnn F. Smith, Esq., Reg. No. 36,683

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

DeAnn F. Smith, Esq.

Reg. No. 36,683

Attorney for Applicants